

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

HOUSE ENROLLED ACT No. 1212

AN ACT to amend the Indiana Code concerning agriculture and animals.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 15-1-1.5-9, AS AMENDED BY P.L.99-2000, SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 9. (a) The commission, ~~or board, or board of trustees of the barn~~ shall provide ~~any to the committee~~ information relating to the operation of ~~the commission, the board of trustees of the barn, or board each, respectively,~~ as requested by the committee.

(b) The legislative services agency shall provide staff for the committee.

SECTION 2. IC 15-1.5-1-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 2. "Agricultural interest" means any of the following:

- (1) The Farm Bureau, Inc.
- (2) The Farmers' Union.
- (3) The Grange.
- (4) The National Farmers Organization.
- (5) A county or other regularly organized agricultural fair, including county 4-H fairs.
- (6) The beef cattle industry.
- (7) The dairy cattle industry.
- (8) The grain growers' industry.
- (9) The home economic clubs.
- (10) The horticulture industry.

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- (11) Horse associations.
- (12) The poultry industry.
- (13) The sheep industry.
- (14) The swine industry.
- (15) The vegetable growers' industry.
- (16) County cooperative extension boards.**
- (17) Soil and water conservation districts.**

SECTION 3. IC 15-1.5-10.5-5.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: **Sec. 5.5. The trustees may do the following:**

- (1) Enter into contracts related to the trustees' powers and duties under this chapter.**
- (2) Receive, hold, and expend appropriations made by the general assembly.**
- (3) Receive gifts.**
- (4) Charge admissions.**
- (5) Purchase, lease, and sell real and personal property.**
- (6) Develop, improve, and maintain the property leased or owned by the trustees.**
- (7) Adopt rules under IC 4-22-2 to implement this chapter.**

SECTION 4. IC 15-1.5-10.5-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: **Sec. 7. (a) The trustees shall, in October 2001, and in October of each odd-numbered year thereafter, elect a member of the trustees as the presiding officer of the trustees for a term of two (2) years that begins on November 1 of the year in which the election is held.** The member elected under this subsection is the presiding officer of the trustees until the earlier of the following:

- (1) The expiration of the member's term.
- (2) The replacement of the member as presiding officer by the trustees.

(b) The trustees may elect other officers of the barn from among the trustees.

SECTION 5. IC 15-1.5-10.5-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: **Sec. 10. (a) The trustees may establish a nonprofit entity to solicit, raise, and accept funds:**

- (1) to pay the administrative costs of the barn;
- (2) for use in the maintenance and operations of the barn; and
- (3) to fund capital improvements of the barn's principal facility and related facilities.

(b) The nonprofit entity established under this section may receive

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the proceeds from the operations of the barn.

(c) The nonprofit entity established under this section is governed by a board of directors. The directors include:

- (1) the presiding officer of the trustees of the barn, who shall act as presiding officer of the board of directors; and
- (2) four (4) individuals appointed by the trustees.

(d) An expenditure of **public funds for capital improvements** by the nonprofit entity established under this section must be approved by the trustees.

SECTION 6. IC 15-1.5-10.5-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 11. The executive director of the barn shall pay the expenses **for capital improvements** of the barn approved by the trustees of the barn.

SECTION 7. [EFFECTIVE JANUARY 1, 2001 (RETROACTIVE)]

(a) **For purposes of this SECTION, "trustees" has the meaning set forth in IC 15-1.5-10.5-2.**

(b) **Notwithstanding IC 15-1.5-10.5-7, as amended by this act, the term as presiding officer of the presiding officer of the trustees on January 1, 2001, ends on October 31, 2001.**

(c) **This SECTION expires November 1, 2001.**

SECTION 8. **An emergency is declared for this act.**

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Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Approved: _____

Governor of the State of Indiana

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